

8/28/2014

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STATE OF MICHIGAN

DETROIT BOARD OF POLICE COMMISSIONERS

REGULAR MEETING

Pages 1 to 77

Taken at 1301 Third Street

Detroit, Michigan

Commencing at 3:00 p.m.

Thursday, August 28, 2014

Before Melinda R. Womack, CSR-3611

1 COMMISSIONERS:

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3 GEORGE ANTHONY, Secretary

4 WILLIE E. BELL, Chairperson

5 DONNELL R. WHITE, Commissioner

6 WENDELL L. BYRD, Commissioner (Dist. 2)

7 REGINALD CRAWFORD, Commissioner (Dist. 3)

8 WILLIE E. BURTON, Commissioner (Dist. 5)

9 RICARDO R. MOORE, Commissioner (Dist. 7)

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11

12 ALSO PRESENT:

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14 PAMELA DAVIS-DRAKE, Office of the Chief Investigator

15 ALIYAH SABREE, Attorney to Board

16 SGT. ALAN QUINN, Recorder

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1 Detroit, Michigan  
2 Thursday, August 28, 2014  
3 About 3:00 p.m.

4 CHAIRPERSON BELL: My timeframe is 3:05 so I  
5 want to welcome you to the weekly meeting of the Board  
6 of Police Commissioner meeting here at 3:00. So I am  
7 your Chair, Willie Bell, and we're in 2014 and 2015.  
8 So to my left I'm going to pause and have the board  
9 Secretary Mr. Anthony introduce the rest of the Board.  
10 Thank you.

11 SECRETARY ANTHONY: Thank you, Mr. Chair.  
12 For the record, George Anthony Secretary to the Board.  
13 The roll call. Commissioner Lisa Carter has asked to  
14 be excused. Commissioner Willie E. Burton?

15 COMMISSIONER BURTON: Present.

16 SECRETARY ANTHONY: Commissioner Wendell L.  
17 Byrd?

18 COMMISSIONER BYRD: Present.

19 SECRETARY ANTHONY: Commissioner Reginald  
20 Crawford?

21 COMMISSIONER CRAWFORD: Present.

22 SECRETARY ANTHONY: Commissioner Ricardo R.  
23 Moore?

24 COMMISSIONER MOORE: Present.

25 SECRETARY ANTHONY: Commissioner Richard

1 Shelby has asked to be excused.

2 Commissioner Jessica Taylor?

3 CHAIRPERSON BELL: Excused.

4 SECRETARY ANTHONY: And Commissioner Donnell  
5 R. White has asked to be excused.

6 Mr. Chair, you have a quorum of five  
7 commissioners.

8 CHAIRPERSON BELL: Thank you commissioners  
9 for your attendance. And to my far left is the one and  
10 only Chief James E. Craig, Detroit Police Department.

11 CHIEF CRAIG: Thank you.

12 CHAIRPERSON BELL: I'm going to ask if  
13 Commissioner Byrd would be so kind to render a prayer  
14 for the meeting now today?

15 (Invocation given).

16 CHAIRPERSON BELL: Thank you, Commissioner  
17 Byrd. Mr. Secretary, would you introduce the staff of  
18 the commission, please?

19 SECRETARY ANTHONY: Thank you, Mr. Chair.  
20 Ms. Aliyah Sabree, our attorney to the board is seated  
21 to my right. Ms. Pamela Davis-Drake, our chief  
22 investigator is seated in the front row. Sergeant Alan  
23 Quinn is recording our proceedings, and Miss Mindy  
24 Womack from Hanson Court Reporting Services is taking  
25 the transcript. That completes the introduction.

1 CHAIRPERSON BELL: Thank you, sir. Chief,  
2 would you want to introduce any of your staff members  
3 here at this time?

4 CHIEF CRAIG: Certainly. Assistant Chief  
5 Dolunt's here. He's up for presentation, and there are  
6 other members of the department here as well.

7 CHAIRPERSON BELL: Thank you, sir. Always  
8 good to see the assistant chief. He's one of my  
9 favorite assistant chief.

10 At this time, commissioner, what is your  
11 pleasure in reference to approving the agenda for this  
12 meeting?

13 COMMISSIONER MOORE: Mr. Chair, make a motion  
14 to approve the minutes for agenda.

15 CHAIRPERSON BELL: Been properly moved. Did  
16 I get second?

17 COMMISSIONER BYRD: Second.

18 CHAIRPERSON BELL: Thank you ready for the  
19 question? Those in favor?

20 COMMISSION: Aye.

21 CHAIRPERSON BELL: Those opposed? Motion  
22 carried.

23 The next order of business would be approval  
24 of minutes on Thursday, August 21st, 2014. What is  
25 your pleasure?

1 COMMISSIONER MOORE: So moved.

2 COMMISSIONER CRAWFORD: Second.

3 CHAIRPERSON BELL: It's been properly moved  
4 and second. Those in favor aye?

5 COMMISSIONERS: Aye.

6 CHAIRPERSON BELL: Those opposed? Motion  
7 carry.

8 I'd like to move right into item number 8,  
9 but I'm going to just reserve my remarks for a period  
10 of time. I'd like to have the secretary report at this  
11 time.

12 SECRETARY ANTHONY: Thank you, sir. This is  
13 the Secretary's Report - Citizen Complaints received in  
14 July 2014. The 2014 Monthly Count of Complaints for  
15 July was 111 when compared to July of 2013 of 130. You  
16 see a 15% decrease. The year-to-date figures for 2014  
17 are 821. For 2013, 718, which represents a 14%  
18 increase.

19 At the end of July 2014 the Office of the  
20 Chief Investigator had open investigations 286, cases  
21 filed 821, cases closed 809.

22 Of the 111 cases filed in July of 2014, 43%  
23 involved unknown officers. The alleged Known Units  
24 involved leading in complaints filed in July of 2014  
25 were the 8th Precinct at a 8%, the 12th Precinct at

1 7%. The 5th and 11th Precincts at 6%.

2 The 111 cases filed in July of 2014 involved  
3 223 allegations where the leading areas of concern were  
4 Procedure at 29%, Demeanor at 25%, Service at 13%, and  
5 Search at 8%.

6 Now we're going to talk about closed cases  
7 for the month. There were 120 CCRs closed in July of  
8 2014. The 120 cases closed in July of 2014 involved  
9 302 allegations where the findings Not Sustained at  
10 52%, Exonerated at 18%, Unfounded at 15%, and sustained  
11 at 8%. And the leading areas of concern in the 120  
12 closed cases were Procedure at 33%, Demeanor at 28%,  
13 Force at 11%, and Service at 8%.

14 As always, you have a copy of the statistics  
15 for the Unknown Officer Allegations. That completes my  
16 report, sir.

17 CHAIRPERSON BELL: Thank you Mr. Anthony.  
18 Commissioners, any questions or concerns in reference  
19 to the Secretary Report? Hearing no reply. The next  
20 item would be the Chief Investigator OCI monthly  
21 report. Thank you, Chief.

22 C.I. DAVIS-DRAKE: Good afternoon, everyone.  
23 The OCI Chief Investigator's Report as of Thursday,  
24 August 28th, we have a total of 265 open cases, 29 of  
25 those cases have actually been submitted to me for

1 review and pending closure and no cases have been  
2 submitted over 90 days. We have had some database  
3 issues. One of the reasons why the cases have not been  
4 closed is because of our database issues. I  
5 understand -- over about two days we had issues, and I  
6 understand right before leaving the office that those  
7 are now resolved, and we are very happy about that. So  
8 I'll be closing out those 29 cases tomorrow morning.

9 The move update, the anticipated projection  
10 date has been pushed back. It is now 10/24. Our  
11 original report is that it was 9/30, but it has been  
12 pushed back to 10/24.

13 The work break training, some of you know  
14 that the city has been utilizing the work break system,  
15 which is a web-based time management system and has  
16 been using it for some time. The department is  
17 currently in the process of adopting that system, and  
18 the OCI supervisors and I attended an orientation  
19 session yesterday to learn about the system, which  
20 sounds like it's going to be very good. We have a  
21 series of a three-day training that we also have to  
22 attend over the next couple months. It is anticipated  
23 that the new system will go on-line for the department  
24 November 10, and once in place, all of the time will be  
25 recorded electronically from that time forward.

1           One of the questions that I had because the  
2           OCI investigators are on flexible schedule would allow  
3           for that, and it will indeed allow for that flex  
4           schedule, so that's a good thing.

5           Okay. Now the moment that we've all been  
6           waiting for, probably the most important news is that  
7           we, as you all know, on 8/25 Judge Cohn in federal  
8           court terminated the Consent Decree. We've been in the  
9           Consent Decree for 11 long years. I have been a part  
10          of that for the last two. I will say this, although  
11          the Consent Decree has ended, the OCI will continue,  
12          par for the course, we're going to continue to do  
13          exactly what we have been doing because we never want  
14          to be back in the shape that we were in before.

15          The policy, the OCI policy, has now been  
16          adopted, the standard operating guidelines, and they  
17          mimic the language that was in the Consent Decree, so  
18          that has now become our policy.

19          We will be, as you all know, celebrating the  
20          picnic, we already had it planned, now we just have  
21          something additionally to celebrate on. Tomorrow from  
22          1 to 5 we will be at Belle Isle, and so we're hoping  
23          that everyone will attend. Actually I'm hoping I was  
24          going to give a personal invitation to you, Chief  
25          Craig, we would love to see you there. We will be at

1 Belle Isle 1 to 5 and we're going to be at the yellow  
2 pavilion across from the beach, so please we would love  
3 to see you there.

4 CHIEF CRAIG: Thank you. Thanks for the  
5 invitation.

6 C.I. DAVIS-DRAKE: And that completes my  
7 report?

8 CHAIRPERSON BELL: Commissioners, any  
9 questions or comments in reference to Chief  
10 Investigator Drake's report?

11 COMMISSIONER CRAWFORD: Yes, sir. Through  
12 the Chair. Now chief Investigator you said your  
13 computers were down. So is that in-office technology  
14 or department-wide?

15 C.I. DAVIS-DRAKE: It was just our database.  
16 We use Aztec, which is a Microsoft program, and it was  
17 down. The problem was a couple of things were not  
18 configured correctly, so we had to go back in. Our IT  
19 person was on it for two days. We still kept track of  
20 the cases. We still kept track of those that were  
21 getting close to 90, and we have recorded information  
22 so we will be overloading the system with data tomorrow  
23 morning because we have quite a bit of information to  
24 input.

25 COMMISSIONER CRAWFORD: I was just concerned

1 because I looked at your system before when I was over  
2 there. It's quite antiquated. Okay. Thank you.

3 C.I. DAVIS-DRAKE: Sure.

4 CHAIRPERSON BELL: Any other questions,  
5 concerns. Chief Investigator Drake, I just wanted to  
6 acknowledge your work and your past work in reference  
7 to getting out from under this Consent Agreement, and  
8 that's why I wanted to give you the opportunity to hit  
9 the floor to share that. And I have some other  
10 comments I'm going to make at a later time at this  
11 meeting. But the quality of the investigation is  
12 really top shelf in terms of investigations. Even with  
13 the number of officers involved sometimes have taken  
14 lengths to go through each officer and then getting  
15 their response. So some of the cases are quite  
16 lengthy. So I just want to commend you in terms of --  
17 and your staff, I'm looking forward to interacting with  
18 you all Friday. And you're right, you definitely have  
19 something to celebrate. So that's really a bonus, so  
20 good timing, good preplanning.

21 And I want to also acknowledge other  
22 investigators. I want to personally shake their hands  
23 and commend them from Captain Leach was involved, yours  
24 truly, Chief Washington was involved in the process,  
25 and George Anthony and others who really do this job to

1 work on those cases because I know about that backlog.  
2 We've come a mighty long way. And like you said, we  
3 must stay on top of those issues so we never get into  
4 this type of shortcomings in the future so we just  
5 happy to move on, move forward. Thank you.

6 C.I. DAVIS-DRAKE: Thank you. It has  
7 certainly been a team effort. So, sir, does this mean  
8 that the board will shortly be deciding to give the  
9 staff raises? I just thought I'd throw that in there  
10 on the record.

11 CHAIRPERSON BELL: Okay.

12 C.I. DAVIS-DRAKE: Much deserved.

13 CHAIRPERSON BELL: I agree with you, and we  
14 will look at that, but I think we have to be monitored  
15 by what's happening with DPD in terms of their  
16 officer's budget. I know they're operating on a  
17 tremendous shortcomings of their salaries so I guess  
18 all of that would play itself out. But as I told the  
19 graduating class and the academy, we're here not  
20 because of money, we're here because we're dedicated.

21 C.I. DAVIS-DRAKE: That's for sure.

22 CHAIRPERSON BELL: And that's the bottom  
23 line. So the money helps, but the bottom line you sat  
24 on the board.

25 C.I. DAVIS-DRAKE: We know what we're getting

1 into.

2 CHAIRPERSON BELL: Thank you. Commissioner  
3 Moore give me that hand signal, we need to move the  
4 clock.

5 C.I. DAVIS-DRAKE: All right. Thank you, sir.

6 CHAIRPERSON BELL: Thank you. Chief Craig,  
7 you are next on the agenda in reference to I guess next  
8 item Chief of Police.

9 CHIEF CRAIG: Good afternoon, Mr. President,  
10 fellow commissioners. I did want to talk about crime.  
11 As I give my remarks on crime, we had a tragic, as you  
12 probably know now, a tragic shooting death of a female  
13 18 years of age, Andrea Garland, who today we dedicated  
14 a monthly operation, Operation Andrea Garland.

15 We do know that this cowardly criminal act  
16 was gang involved. I won't call it -- we'll just say  
17 it's gang involved. Several gangs that have been in  
18 dispute in that area for sometime, so our focus over  
19 the next couple of days will be to disrupt and  
20 dismantle the activities of that gang in a  
21 constitutional way, since we are deemed a  
22 constitutional police agency. But it's very tragic.  
23 Our investigators have been putting a lot of work in.

24 I had a chance to meet with Andrea's mother  
25 several hours ago and also went and returned to the

1 scene of the shooting and talked with a few of the  
2 neighbors in the neighborhood apparently the  
3 neighborhood's been under some siege by these violent,  
4 cowardly gang members, and so my message to the  
5 community is that we're going to turn that around very  
6 quickly.

7 But in terms of our work there, and despite  
8 this tragedy, in addition to Andrea being shot fatally,  
9 there were three others, three others that were shot,  
10 total, making it a total of four. But when you look at  
11 our as of today we're sitting on a 14% reduction in  
12 homicide, 9% reduction in overall violent crime.  
13 Certainly the largest, most significant reduction is  
14 36% in robbery, car-jacking subcategory of robbery is  
15 down 34%, nonfatal shootings are down 14%. And we look  
16 at our property crime, we're down 22% with an overall  
17 reduction of part one sitting at 19%. So we're still  
18 exceeding our stated goals.

19 I made a statement earlier and it would be  
20 historic. We can finish this year. I was trying to  
21 get a plan, maybe my friend from the paper can give us  
22 an idea, but this could be the first year, and I'm  
23 optimistic that we will not hit that 300 mark in terms  
24 of homicide. We're getting through the month of  
25 August, and typically July and August are our most

1 challenging months. We're moving to September, unless  
2 we have an Indian summer, but we're optimistic that  
3 we're going to come in well below of what we were last  
4 year, and we're trending in that direction now.

5 So I think that we're doing, as Ms. Drake  
6 pointed out, it is a great day. We are finally,  
7 finally out from under federal oversight, while the  
8 oversight continues in a more limited way. I want to  
9 acknowledge Ms. Drake for her efforts during this  
10 process. I've had a chance to talk to some of my staff  
11 in reference to their work, and frankly, I want to  
12 acknowledge the police officers, because at the end of  
13 the day, oftentimes I say cops count, but leadership  
14 really does matter.

15 We set a pretty substantial goal when I  
16 arrived here that we wanted 100% compliance, and while  
17 we didn't reach 100%, certainly we finished in those  
18 remaining categories and use of force at 90%, which was  
19 more significant than other cities that I've worked in  
20 that finished Consent Judgements. L. A, for example, I  
21 think they completed their Consent Decree in shorter  
22 time, but they were 87%. I think it was 87% compliant  
23 at the time. So hats off to Detroit Police Department,  
24 as I've often said, a premier constitutional policing  
25 agency.

1           And what's interesting when you look at the  
2           statistics, the fact that our crime is down and police  
3           officers are out doing work, we truly are a  
4           constitutional police agency. When you look at the  
5           number of contacts we make with our community, which  
6           far exceeds that in comparison to a year ago. You look  
7           at our large scale operations that we do monthly where  
8           2 or 300 officers are deployed, and of those nine  
9           operations, there's only been one reportable use of  
10          force incident. That's an indication that the  
11          department functions as a professional police agency.

12                        So I just want to continue to stress that and  
13          I open it up for any questions you might have.

14                        CHAIRPERSON BELL: Commissioners, any  
15          questions concerning in reference to the Chief's  
16          report?

17                        COMMISSIONER MOORE: Just a brief question  
18          through the Chair. Chief, are there any subcategories  
19          as far as violent crimes are concerned like different  
20          types of homicides, which might not go forth to the  
21          total homicides in the city?

22                        CHIEF CRAIG: Well we do -- I don't have  
23          specifics like -- well one, for example, another  
24          subcategory, and I talk about it every week, is  
25          carjacking, which is a subcategory of robbery, and the

1 reason why I broken out carjackings is because of the  
2 silent nature of that crime. The only area that we are  
3 seeing a slight uptick in violent crime is aggravated  
4 assault, and actually we're trending downward. We're  
5 down -- up 4%, and what's really driving that number is  
6 domestic violence.

7 I'm going to take you back in just a few  
8 short years. You know the department handles between  
9 450 to 500,000 calls annually, and up until this  
10 calendar year there was a process in place that some  
11 will, that will ring familiar called can 04, and I  
12 didn't know what can 04 was, but can 04 is simply  
13 calls put in the can. And when we look back, we did  
14 an audit recently, went back five years, and we saw in  
15 the can 04 category was one year there were 75,000  
16 calls, 71,00 another year, 65,000 calls. So if you  
17 were to factor those can 04's into the overall call  
18 load, instead of having that one-hour response time  
19 that you've heard so much about, it probably been more  
20 like an hour and a half, because we're talking about  
21 75,000 calls was happened now.

22 The process that I was told usually at 04 in  
23 the morning, that's why it's can 04, they start dolling  
24 out these calls that have been on the board for some  
25 time, and some would just fall off, not get handled,

1 others would get handled, but 10 or 15 hours later, and  
2 so it's no surprise that when I arrived here now almost  
3 14 months ago, people were angry because they say well  
4 why call the police because they're not going to come.  
5 But if you're putting 75,000 calls in a can 04  
6 category, I think I'd be a little angry also. That  
7 doesn't happen today. We handle more calls, we have a  
8 better response time, and we are a more efficient  
9 police agency, and our stats are better now.

10 I think another category that I think we're  
11 sitting at roughly 68% clearance rate to homicide, so  
12 we've exceeded the national average that right now sits  
13 at about 60%. And so that's the kind of police  
14 department that you have.

15 I hope that answered your question.

16 COMMISSIONER MOORE: Specific to homicides  
17 are there any subcategories?

18 CHIEF CRAIG: Yes. We look at justifiable  
19 homicides. So for example, we're up 43%, which  
20 translates into six more incidents. So year-to-date  
21 we've had 20 justifiable homicides as compared to 14  
22 this time last year. That's the one, if that's the one  
23 you were looking for.

24 COMMISSIONER MOORE: Right.

25 CHIEF CRAIG: And nonfatal shootings, which

1 is not a homicide, that falls under the category of  
2 aggravated assault went down 14%. So there have been  
3 less, been 120 fewer nonfatal shootings. And that  
4 category domestic violence that I had talked about  
5 that's up 4%, that also translates into 207 more  
6 domestic violence.

7 I guess the point I was trying to make with  
8 these can 04's, we know definitively that some of those  
9 calls put in the can category, some of them were  
10 domestic violence incidents. So if the call's never  
11 handled, there's no report generated, then it's safe to  
12 assume that there were fewer incidents a year ago. And  
13 now that we're handling everything, some of those calls  
14 that were handled that may not have been handled in the  
15 past are domestic violence incidents.

16 CHAIRPERSON BELL: Any other questions,  
17 concerns?

18 COMMISSIONER CRAWFORD: I just have one.

19 CHAIRPERSON BELL: Yes, sir.

20 COMMISSIONER CRAWFORD: Through the Chair.  
21 Chief, on the domestic violence, for example, you gave  
22 us stats. One incident, there's an arrest or something  
23 like that, individual gets out of jail, then another  
24 incident, same person, same victim, so that tabulates  
25 into additional to your final totals?

1 CHIEF CRAIG: Yeah. Each incident is an  
2 incident. So even if the same person is arrested say  
3 four times, then that's four separate incidents. We  
4 don't just say well you've been arrested four so it  
5 translates. Each crime report is generated. I don't  
6 know why our department would classify it that way.  
7 That's the first time -- has anyone ever heard anything  
8 like that? That doesn't even make sense to me.

9 COMMISSIONER CRAWFORD: That doesn't to me  
10 either.

11 CHIEF CRAIG: Have you heard that from  
12 somebody? I'm just curious.

13 COMMISSIONER CRAWFORD: I'm talking about  
14 your total numbers.

15 CHIEF CRAIG: These are specific numbers that  
16 have been generated. We have a total year-to-date 5282  
17 domestic violent incidents this year compared to 5075  
18 last year. I think a better question is why the  
19 department decided to put calls, some of which were  
20 domestic calls, in a can 04 category that has happened  
21 over five years. That to me is a question I'm still  
22 trying to find the answer to.

23 COMMISSIONER CRAWFORD: I totally agree with  
24 you.

25 COMMISSIONER MOORE: Through the Chair, I do

1 have a follow-up question to what Commissioner Crawford  
2 had.

3 CHAIRPERSON BELL: Yes, sir.

4 COMMISSIONER MOORE: As far as crime  
5 reported is concerned, you have three people that were  
6 robbed at a particular located and one CRISNET or PCR  
7 was generated, is that considered one or is that  
8 considered --

9 CHIEF CRAIG: I hope we're doing it this way.  
10 That should be three victims of a robbery, not one. I  
11 mean one incident, three victims.

12 COMMISSIONER MOORE: But one report perhaps.

13 CHIEF CRAIG: One report. I wouldn't want to  
14 make three separate reports, but there should be --  
15 every police department does it this way, or at least  
16 should do it this way, one incident, four victims like  
17 last night the aggravated assault, four people shot,  
18 one fatal, four separate victims, not one.

19 COMMISSIONER MOORE: Thanks.

20 CHIEF CRAIG: And I know, and I can tell you,  
21 sometimes departments will massage the numbers that  
22 way, and I'm about the business of transparency, you  
23 know. I don't like -- I mean that would be serious  
24 misconduct if someone in my shop was manipulating the  
25 numbers in such a way to show that instead of four,

1 it's one.

2 COMMISSIONER MOORE: Thank you, Chief.

3 CHAIRPERSON BELL: Any other comments? Chief,  
4 thank you. A.C. Deputy Chief. Correction, Assistant  
5 Chief.

6 A.C. DOLUNT: I'm Assistant Chief Steve  
7 Dolunt. I'm in charge of enforcement operations, which  
8 is everything you call a police for, all crimes, all  
9 calls for service.

10 We have roughly 2000 officers on the  
11 department and the majority of them work in my shop,  
12 and they're good despite what's going on. Something  
13 we're not doing that Chicago is doing, I told you just  
14 this the other day Chief, Chicago stopped answering  
15 robbery runs. You get robbed, you can go make a  
16 report, while you're making a report they're going to  
17 rob him, while he makes a report, there going to rob  
18 him. Chicago police are no longer answering robbery  
19 reports, and we still are. They have 11,000 more.

20 CHIEF CRAIG: 12,000.

21 A.C. DOLUNT: And we're doing good. So I've  
22 investigated -- you can go, keep going. I don't have a  
23 clicker. So everything up there is basically under me,  
24 enforcement operations, all the criminal  
25 investigations, major crimes, which includes homicide,

1 sex crimes, domestic violence, child abuse, commercial  
2 auto theft, all of the nonfatal shootings, the whole  
3 gamut, and we have that.

4 As far as the -- go ahead. So investigative  
5 operations we have one in each precinct and they handle  
6 the nonfatal shootings, home invasions, beating,  
7 business, assault and batteries.

8 Special victims unit falls under Lieutenant  
9 Tucker and Daryl Brown is in charge of the entire  
10 criminal investigation bureau, and Deputy Chief Renee  
11 Hall is in charge neighborhood police.

12 Homicide gang in intelligence, small units  
13 very effective working with crime commission gathering  
14 intelligence today in this gang involved shooting.  
15 Vice enforcement, which I got tell you what, some of  
16 these businesses aren't happy with us about our vice  
17 enforcement. We're doing a good job because we're  
18 enforcing infractions, criminal infractions some of  
19 these establishments. And we've had discussions about  
20 that. And if you have a legitimate business we're  
21 good, but if you want to keep committing crimes with  
22 illegitimate business we're not happy even the  
23 neighbors so we're taking care of that.

24 Fugitive apprehension, every time we get a  
25 warrant we go look for em, violent crimes and that's

1 with the U.S. Marshals. Violent crimes task force FBI  
2 and DPD.

3 Also its not on there but CVRP which is the  
4 6th Precinct we work with ATF on that tasks force.  
5 Forfeiture for houses of vehicles people that are  
6 committing crimes, major violators is the new name for  
7 drug unit. Commercial auto theft which is down 34%  
8 they're doing a fantastic job, can't say enough.  
9 Eastern western operations obviously have 12 precincts.  
10 Harbor Master which will be shutting down after the  
11 holiday because the state now owns the island we will  
12 keep two people there. Want to maintain the boats and  
13 another one to handle homeland security issues.

14 Mounted, as I understand we just got 30,000  
15 grand this year to get another horse. And so we're  
16 going to try to boost that up a little bit. And the  
17 presence downtown is fantastic with mounted. We've had  
18 a lot of positive feedback from the downtown community.  
19 Actually did a study comparing downtown to Livonia,  
20 Troy, and a couple other cities and our crime rate  
21 downtown was lower than those couple months ago.

22 Also our crime intelligence unit which we  
23 call COMSTAT they do a bang-up job. We had that  
24 shooting this morning and by the time I got in, they  
25 identified the car, which was used in the shooting

1 which turned out was stolen and they torched it. Our  
2 guys were on it and they're doing a good job. Also  
3 arson, fire department they work with us too and we  
4 just had operations the other day where a guy torched  
5 16 cars, and we're already on it because it was related  
6 to a drug operation. So they're doing a really good  
7 job there as far as enforcement operations.

8 I got tell you two things. I don't always  
9 watch the news or read the paper, it's been a week or  
10 two, so I don't know if you addressed this or not  
11 Chief, but the last couple days we had some huge  
12 significant arrests. We had a female that robbed eight  
13 Family Dollars and we got her. We finally got her.

14 CHIEF CRAIG: How long has she been  
15 terrorizing?

16 A.C. DOLUNT: Couple months, and she's not  
17 just the one area, she's been in 2, 8, 6, and 12 and  
18 we've been trying like heck to get her. We finally got  
19 her yesterday. The same time as we got the shooter,  
20 there's an individual up in number 12 who killed his  
21 partner and dumped the body at Palmer Park, then  
22 torched the house to get rid of the evidence, and shot  
23 two transgendered individuals on Woodward on two  
24 different days. Took off. Flipped his car, just  
25 forgot to take the gun with him. So when we found the

1 car we found the gun, found him, he quickly got to a  
2 mental hospital. However, he's not mentally  
3 incapacitated so he's now in custody. So did a really  
4 good job. He brags a little bit, but he should brag  
5 more the Chief, because I tell you what, crime is down,  
6 and I've been around for a long long time and I like  
7 what I'm seeing.

8 CHIEF CRAIG: You know what, can you talk  
9 about -- I just want to interject this. I just got a  
10 pretty stern e-mail about auto theft in Detroit. You  
11 know, we're showing a 20% reduction, but what's really  
12 interesting about that number now, this year we've had  
13 6896 compared to 8620 so almost 2000 fewer auto thefts.  
14 In the City of Detroit now. Be nice if Detroiters get  
15 a little insurance rate for the reduction, but I mean  
16 that's a substantial number. I would like to see that  
17 number go down much more than that, because we still  
18 have a lot of folks, including the madam prosecutor,  
19 who's texting me now about what are we doing about auto  
20 theft. She's very upset, and I don't blame her. Her  
21 dad's car got stolen, so that's another one of those  
22 things that we don't talk a lot about.

23 A.C. DOLUNT: We work with Grosse Pointe Park  
24 task force over there, the action task force. In my  
25 mind, we're kicking butt, but there's a lot of

1 criminals. Actually only 10% of the people cause 90%  
2 of the crime, but considering how much we've declined  
3 in our own manpower, I think we're doing a pretty good  
4 job.

5 Data Driven Solvability Evaluation. I'm not  
6 a computer guy, I'm terrible at it, I still have a flip  
7 phone; however, this is good stuff because the captains  
8 in the precincts every day and the crime analysis  
9 officers review the crime, not just an armed robbery  
10 like you said, they need to know where it's at, and we  
11 develop patterns where it's at, patterns of the people  
12 doing it. With Detroit Crime Commission we now have  
13 access to the Department of Corrections Tether. So  
14 Steve Dolunt gets out on a tether, on a tether for  
15 carjacking, whatever, we have carjacking, we can  
16 actually track him that's. The data driven stuff. And  
17 figures in the area of a carjacking or a B&E, home  
18 invasion. We had recently a white van trying to steel  
19 an ATM from a party store, so we're on that. The guy  
20 in the days past individual crimes, the guys are  
21 really -- even though we're smaller, and maybe that  
22 helps because there's more communication, they're  
23 looking at things differently than we used to. It's  
24 not my case, I'm not worried about it. Now the guys  
25 talk all the time. We have broken it down hours of

1 day, the location, day of the week. Today we did a  
2 thing calls for service and how often. We don't have  
3 enough people out there, lot of times we have too many  
4 people out there. So you never have enough people out  
5 there. But at certain times of day it was broken down,  
6 did a really good job. So I'm really impressed with  
7 that.

8 I think most of you know where the precincts  
9 are. We are getting several new precincts, a new  
10 number 5, which is in the process of opening, new  
11 number 7, a new number 8. Is that right, Chief? So  
12 it's coming along quite well. I think the community is  
13 going to be happy with that, and I'm happy with that,  
14 and gives more ownership to the community.

15 I don't know if you really want stats, if you  
16 want, I'll make copies of that because I don't want to  
17 be too long winded.

18 Several operations going on on the east side,  
19 Operations Cease Fire and they're actually out there  
20 today doing a call-in where they talk to people who  
21 just got out of jail and try to keep them from going  
22 back out there. Jessica Taylor's people do that. And  
23 talk to people who are in prison tell you don't to it  
24 again, there are other options.

25 On the Detroit wanted list it's our most

1 violent people, and not just most violent people. To  
2 make the wanted list you have be a criminal. See me.  
3 Every time there's a shooting I show up. Why am I  
4 always the guy. We track that. So when I do catch him  
5 dirty, I call the feds, and the feds take him on the  
6 federal program. Just had one at Rite-Aid Eight Mile  
7 and Dequindre on Friday morning I was out there, we got  
8 there real quick. He pistol whipped the pharmacist,  
9 got money, liquor. Got one guy in custody. He's on  
10 the Detroit wanted list. We took him federally, he's  
11 facing 18 to 21 years. Great operation. Love that.

12 The DEDI Grant, that started when I was  
13 commander over in Eastern District, again, that's gang  
14 related to a point.

15 Click-it or ticket and "Youth and Alcohol"  
16 Enforcement. The one thing that no one considers a  
17 major crime, but I do, are accidents, and I think we  
18 have to be more proactive in our accidents. I was  
19 telling the Chief the other day that our total accident  
20 investigation this year in August is at November of  
21 last year comparable. People just are driving like  
22 maniacs, they don't feel that we're going to enforce  
23 the traffic laws, and that stinks. So we're increasing  
24 that. We actually increased fatal squad by a person or  
25 two, but -- and you've reported on this Chief,

1 innocent, I call them kids, they could be young adults,  
2 are getting killed because fools are out there driving  
3 like a maniac, and they want to blame the police for  
4 the fact that they were driving like a maniac. Just  
5 before I walked in here police chase got three guys  
6 with a gun and they got in an accident. Hopefully the  
7 prosecutors, and I think they do, will be more strict  
8 and the judges hammering these people. I can't keep  
9 buying this stuff. I hate this.

10 Every time someone commits a crime it's s  
11 young kid, all you hear is good kid, just found God.  
12 When did they find God, after they got in the accident  
13 or before? After they killed a person or before? I'm  
14 tired of hearing that. I want to hear that before. I  
15 blame some of the parents and I blame us sometimes  
16 because, quite frankly, you can't hit everyone over the  
17 head and stop doing that. Sometimes have to talk to  
18 them and have some fatherly or motherly advice or  
19 grandfatherly advice. That being said, guys got any  
20 questions? That's my report. I'm sorry.

21 CHAIRPERSON BELL: Thank you. Commissioners,  
22 any questions?

23 COMMISSIONER MOORE: Just one point through  
24 the Chair. You had mentioned it was a lady going out  
25 to the western precinct you referred to her is a crack

1 head.

2 A.C. DOLUNT: Let's say she liked the use of  
3 the pharmaceuticals, how's that? That consisted of  
4 crack cocaine. They were illegal. I am not the most  
5 eloquent speaker, Commissioner Moore, as you know, as  
6 the whole board knows, but yeah, she wasn't a  
7 pharmaceutical sales rep. She was stealing money for  
8 her habit so yes. I'm sorry.

9 CHAIRPERSON BELL: Any other questions or  
10 comments?

11 COMMISSIONER CRAWFORD: Through the Chair. I  
12 don't know where we are on this, the body counts, there  
13 was a presentation several months back that came before  
14 the board.

15 CHIEF CRAIG: Through the chair. It was a  
16 pilot conducted and completed. It's a funding issue,  
17 and if funding's available, certainly would be  
18 something we would absolutely consider, but it comes  
19 down to funding.

20 CHAIRPERSON BELL: Any other questions or  
21 comments Commissioner? Assistant Chief Dolunt, I want  
22 to thank you for your report and your comments,  
23 especially in reference to traffic enforcement. People  
24 used to police themselves, but now it appears that -- I  
25 know there's a concern in our last community meeting,

1 and you probably heard from Chalmers, East English  
2 Village and other areas about residents speeding.  
3 Residents are normally the ones who are speeding, but  
4 you're correct. The traffic accidents leads to, you  
5 know, tragedy loss of other lives.

6 A.C. DOLUNT: Innocent lives. It really  
7 bothers me, so.

8 CHAIRPERSON BELL: So once again, thank you  
9 for your --

10 A.C. DOLUNT: Candor?

11 CHAIRPERSON BELL: Candor. I like that.

12 A.C. DOLUNT: I'm sure you do.

13 CHAIRPERSON BELL: I have no problem with  
14 that. We have that in common.

15 A.C. DOLUNT: I know we do. Happy birthday,  
16 by the way.

17 CHAIRPERSON BELL: Thank you. Before we get  
18 into the next point of business since we finished up  
19 with the department, I just want to say to the audience  
20 that I had the opportunity to attend the hearing this  
21 past Monday and there was a press conference  
22 afterwards. But I just got a few comments that last  
23 Monday the federal district judge coined misuse of  
24 force in the City of Detroit and DPD Detroit Police  
25 Department in its place the court approved an 18-month

1 transitional agreement between the City and the U.S.  
2 Department of Justice would now assume responsibility  
3 for monitoring the department's progress. And there  
4 was concerns overall that leads to comments about our  
5 role, the Board of Police Commissioner, by the way, we  
6 are in the midst of celebrating according to the board  
7 secretary who keep us informed of the 40th anniversary  
8 since the first commissioners convened in 1974, that  
9 was after the charter change in 1973.

10 But getting back to the Office of the Chief  
11 Investigator, which played a key part in terms of  
12 backlog part of the process that we hoped the board  
13 chair together with the citizen complaint subcommittee  
14 would continue to review certain complaints received by  
15 the Officer of the Chief Investigator, OCI, and closely  
16 monitor the OCI investigator to ensure timeliness and  
17 accurate to the board approved standard operation  
18 procedure.

19 The Board Secretary and Chief Investigator  
20 will make monthly reports to the board on receipt of  
21 citizen complaints and the current status of the old  
22 investigation, which we just heard had a monthly  
23 report. Citizen complaints also be posted on the city  
24 website.

25 In addition, the Chief Investigator will

1 regularly meet with department command staff on  
2 complaints issued, and OCI will continued to be  
3 monitored audited by the department. Board members OCI  
4 staff will avail themselves through educational  
5 training opportunity on best practice and law  
6 enforcement oversight in investigative methods.

7 In addition, OCI staff will continue to  
8 receive 40 hours of annual inservice training, which is  
9 mandated for department members.

10 And another part is that in the coming weeks,  
11 I think the press conference outlined that the date  
12 might be September 27th, there was a question that came  
13 up and Mr. Orr responded that but basically what we  
14 looking at in the next several weeks the board  
15 anticipate resuming its charter mandate responsibility  
16 to exercise supervisory control and oversight of the  
17 Detroit Police Department as set forth in 2012 Detroit  
18 City Charter Board.

19 The board fully understands that the Chief of  
20 Police operates similar to the CEO of a corporation.  
21 The Charter does not grant the board authority to  
22 supplement the decision made by the chief on operation  
23 matters, deployment or crime fighting strategies.  
24 However, the board does play a crucial role in  
25 representing the citizen's interest in showing that

1 their concerns are heard and acted on within the  
2 department. And so the board looking at supervisory  
3 control oversight in several ways defined by the  
4 Charter.

5 Rules and policy making function. This  
6 functioning board can assure that the department about  
7 policy, rules and regulation that according with the  
8 best practice and constitution policing. And you hear  
9 the Chief make remarks to that all the time about  
10 constitutional efforts of the department, and we  
11 consent to that.

12 Review and approve of department budget. The  
13 board can assure the department priorities are  
14 accounted for.

15 Resolution of citizen complaint. The Board  
16 has authority over citizen complaint investigation.  
17 Through this function the Board is proactive in  
18 identifying trends or problem areas within the  
19 department. These areas of concern are then  
20 communicated to the Chief for appropriate follow-up.

21 An appellate review employees discipline.  
22 Here the board is tasked with ensuring that the  
23 discipline administrated by the department is fair,  
24 aggressive and authorized under the circumstance. And  
25 another area that if there's a need for a new chief,

1 the Charter gives the board the authority to conduct a  
2 search for a qualified candidate for Chief of Police  
3 whenever the vacancy occurs in that office. A list of  
4 qualified candidates for chief is then given to the  
5 mayor for selection. This process was instituted by  
6 the board in terms of the most recent hiring and  
7 recommendation of the Police Chief so they met their  
8 Charter mandate.

9 The appointment of the Director police  
10 personnel. Director police personnel the board  
11 appoints on recruiting efforts so the board can monitor  
12 department efforts towards providing fair opportunity  
13 for all. In this area that we all concern when we look  
14 at what's happening in Ferguson, you look at the makeup  
15 of the police department. Is it not reflect the  
16 community that's changed in the last 20 years, that is  
17 something that the media and people in criminal justice  
18 have looked at cross this country. We were very very  
19 fortunate when I hired in 1971 and Mayor Young was  
20 elected by the people on '73. In '74 he aggressively  
21 addressed the shortage of blacks and minorities in the  
22 police department. And you see that type of department  
23 now, that was a drastic change. No other department  
24 Chicago, L.A. or New York changed like Detroit. Also  
25 in terms of police officer, also the command officer

1 that was a fairness the process that represented the  
2 community. So when we talk about what's happening look  
3 at Ferguson, look at other department, I know I was  
4 involved with Chicago and New York, they fought a long  
5 fight, and they was not successful. So we just must  
6 commend Coleman A. Young as a visionary to reflect the  
7 people and he made the change in DPD Detroit, and we  
8 have a better department. That's why I say this is not  
9 the same department. That when people want to identify  
10 what's happening in Ferguson. I think the Chief has  
11 been proactive and constitutional and mandated and the  
12 department reflects the community, and that's something  
13 we want to ensure.

14 In the days ahead, we hope to meet with the  
15 mayor and chief regarding the board's role and  
16 protocol. We're looking forward to resuming our role  
17 under the Charter, no more and no less, basically the  
18 Charter mandate, that's what we're going to follow.

19 As a final note, I want to announce that this  
20 year marks the 40th anniversary as I just mentioned the  
21 Board of Police Commission. We are proud of our  
22 legacy and believe that these events occur around the  
23 country evidence the need for citizen involvement, and  
24 that's something that the president of the NAACP  
25 Wendell Anthony mentioned that he did not see -- he did

1 not want to see any dialog or talk about weakening the  
2 Board of Police Commission. He thinks that was  
3 necessary provide a very very important service to the  
4 community, and that's something we want to see  
5 continue. So we just really want to highlight that  
6 this year in this next two or three months to really  
7 put that out before the people in terms of press  
8 release and comments and concerns because people have  
9 awareness about civilian involvement and they are  
10 concerned about their police department. We are  
11 concerned.

12 So I want to commend the Chief and the staff  
13 and others that they're doing a great job and we just  
14 want to be part off a partnership as mandated by the  
15 Charter, no more, no less. That's the role that this  
16 Commission's played since 1974. We just want to  
17 continue down that avenue and address those issues and  
18 concerns.

19 Put I'm pleased, I think commissioners are  
20 pleased in terms of what we have witnessed the last  
21 several months in terms of this joint venture, even  
22 though we was not in power, I think it's been moving  
23 forward in terms of addressing crime that we haven't  
24 witnessed before, at least not in my police career. So  
25 I think as we move forward, God bless all of us in

1 terms of those endeavors. So on that note, Mr.  
2 Commissioner Burton go ahead.

3 COMMISSIONER BURTON: Through the Chair, I  
4 just want to say congratulations to OCI for outstanding  
5 performance that you all are doing. Also to the Chief  
6 for outstanding performance that you and your men are  
7 doing out on the streets.

8 And also in addition, there was a comment  
9 that was made by A.C. I would like it if the board  
10 Would strike that for record for the comment that was  
11 made.

12 CHAIRPERSON BELL: We can attain that. I  
13 think we know the comments. Thank you, sir. Any other  
14 comments?

15 COMMISSIONER CRAWFORD: Through the chair.  
16 I agree with you in terms of this is not the same  
17 police department as Ferguson, it's not even the same  
18 city. However, the same conditions exist, not only  
19 Detroit, but across America. In Ferguson they didn't  
20 even have the citizen complaint system really in place.  
21 Department with 55 officers, only 33 were  
22 African-American. There is no police commission or  
23 citizen review board or anything of that nature in  
24 Ferguson. And in terms of a Consent Decree, there's no  
25 chief in America that welcomes a Consent Decree or the

1 justice department coming in looking in their  
2 department. I know I heard this over the years. I  
3 heard this back when the justice department sought to  
4 come into the Detroit Police Department and everybody  
5 wanted to step up and said well I called them, I called  
6 them first. That's not true. People in the street  
7 that called them first. If it wasn't for the activists  
8 and activity of the activists, and the activism, and  
9 that was it the impact of the activism from those in  
10 the community, and I was one of them, even though I was  
11 a police officer within the department, there was just  
12 a lot of things that weren't right. And Ron Scott also  
13 the Community Coalition Against Police Brutality before  
14 it was a Community Coalition Against Police Brutality,  
15 Ron and others formed that. So I just wanted to say  
16 that in terms of clarification of the record because  
17 I've heard this, you know, over the years about, you  
18 know, there were those who welcomed the justice  
19 department into this police department, just wasn't so.  
20 Justice department wasn't even welcome into LAPD. That  
21 chief at that time, didn't really want them there.

22 So and in terms of this is the only  
23 department in the country and this is basically the  
24 first department in terms of changing the racial makeup  
25 of this department to reflect the community, not only

1 absolutely correct, it was Coleman Young as the mayor  
2 but also too during those layoffs which the Chief and I  
3 experienced in '79 and 80 'where it was 1100 officers,  
4 I believe the numbers was close to it, laid off, and  
5 800 were African-American and women that were laid off  
6 at that time, and it was through the efforts of the  
7 Guardians, then the Guardians and NAACP was also part  
8 of all that and lawsuits that was filed to get those  
9 officers back. And by way, they wanted to call them  
10 back through reverse seniority. That was the court  
11 rule, but the mayor, the Honorable Coleman A. Young  
12 said no, we just bring them all back by seniority so  
13 just wanted to make sure that was on the record.

14 CHAIRPERSON BELL: Thank you Commissioner  
15 Crawford. At this time we're going to get back to  
16 point of order. We're going to be asking Attorney  
17 Sabree to deal with the disciplinary appeal at this  
18 time.

19 MS. SABREE: Good afternoon to the Board,  
20 through the Chief. Aliyah Sabree for the record.  
21 We're here today to hear oral arguments for Police  
22 Officer Tymisha Pheasant for disciplinary appeal.

23 Petitioner Pheasant was charged October 19th,  
24 2013 with a following rule violation. Charge 1,  
25 failure to properly secure department weapon.

1 Specification 1. That she, Office Tymisha Pheasant,  
2 currently assigned to Eastern District, while on duty,  
3 did on July 21st, 2013, at approximately 11:50 p.m., at  
4 5074 Dickerson, failed to properly secure her  
5 department issued Smith & Wesson, M&P 40 caliber  
6 handgun, serial number DPD3423 and serial number  
7 DTL6809, loaded with one magazine by leaving it in a  
8 black leather handbag on the living room table,  
9 resulting in the handbag being lost or stolen; this  
10 being a violation of the Detroit Police Department  
11 Manual Series 100, Directive 102.3 through 7.13  
12 Firearms/Weapons, Command 2.

13 Charge 2. Failure to properly store and  
14 secure department issues equipment. Specification 2:  
15 That she, Office Pheasant, badge 3774 current assigned  
16 to Eastern District, while on duty, did on July 21,  
17 2013, at approximately 11:50 p.m. at 5074 Dickerson,  
18 failed to properly secure her department issued badge,  
19 police identification card and 90 weapon inspection  
20 card by leaving the items in a black leather handbag in  
21 the living room table, resulting in handbag being lost  
22 or stolen; This being in violation of the Detroit  
23 Police Department Manual Series 100, Directive  
24 102.3-7.7, Miscellaneous Command 7. .

25 And lastly, Charge 3. Negligent Loss of

1 Firearm or Department Weapon. Specification 3: That  
2 she, Police Officer Tymisha Pheasant currently assigned  
3 to Eastern District, while on duty, did no July 21,  
4 2013, at approximately 11:50 p.m. at 5074 Dickerson,  
5 was negligent in the loss of her Department issued  
6 Smith and Wesson M&P 40 caliber handgun, serial number  
7 DPD3423 and serial number DTL6809; this being in  
8 violation of the Detroit Police Department Manual  
9 Series 100, Directive 102.3-7.13, Firearms/Weapons,  
10 Command 3.

11 On March 24, 2014, the Trial Board found  
12 Officer Pheasant guilty of Charge 1, Specification 1,  
13 not guilty of Charge 2, Specification 2, and guilty of  
14 Count 3, Specification 3. The Trial Board recommend a  
15 penalty of three days suspension for both counts of  
16 guilty.

17 On May 5th, 2014, it was adopted by the Chief  
18 of Police. Petitioner has appealed the Trial Board's  
19 decision and contents that the Trial Board's penalty in  
20 this matter was excessive, arbitrary and capricious.  
21 Petitioner has requested that in the event that the  
22 Board upholds the finding of guilty that a more  
23 appropriate penalty be meted out.

24 Oral arguments will begin with Petitioners'  
25 representative Attorney John Goldpaugh and Department

1 Advocate Sergeant Michael Parish will follow with  
2 argument. Thank you.

3 MR. GOLDPAUGH: Good afternoon members of  
4 the Board, John Goldpaugh, good afternoon Chief. On  
5 behalf of Petitioner Officer Pheasant.

6 As indicated, this was a matter that was  
7 conducted by a trial board. At the time the trial  
8 board the officer was charged with three separate and  
9 distinct specifications, and three separate and  
10 distinct charges. It's interesting to note that Charge  
11 1 and Charge 2, not Specification 1 and 2 under the  
12 same charge, but rather are both entitled failure to  
13 properly secure department equipment and department  
14 weapons so forth and so on.

15 The Specification as set forth indicates that  
16 improperly secured because it was in a purse, the purse  
17 was stolen and things like that. The board then went  
18 on to find in Charge 2 Specification 2, that the  
19 identification card and other Department equipment was  
20 also in the purse, but the Board found she was not  
21 guilty on that specific charge. Rather she was found  
22 guilty of the first charge because the weapon was also  
23 stolen out of the purse.

24 So there's an inconsistency in the findings  
25 here. And I bring this to your attention because she's

1 then also found guilty of neglect of duty because she  
2 allowed her weapon to be stolen. Again, an  
3 inconsistency.

4 The reason I raise this is because there's  
5 been a great deal made about the ever popular matrix,  
6 and for the very first time, and as the Department  
7 advocate pointed out -- I'm sorry the Board's attorney  
8 pointed out, we are not here contesting that in fact  
9 Officer Pheasant's weapon was stolen. She's always  
10 accepted that responsibility. She did everything she  
11 was supposed to do with respect to immediately  
12 notifying the supervisors, immediately having people  
13 come out there investigating this what we perceive to  
14 be a stolen item. And she's always been ready,  
15 willing, and able to come forth, pay for the weapon and  
16 accept that responsibility. The department, however,  
17 relies on this matrix and says oh, no, she has to be  
18 found guilty and given all of this penalty and pile  
19 this penalty on because the matrix is clear.

20 Well first of all, the matrix is not clear.  
21 But second of all, the matrix has never been agreed  
22 upon by anyone. This is a self-imposed. And as I've  
23 indicated for the very first time, I was finally  
24 provided with a complete or I assume complete, outline  
25 of what the matrix purports to be. And it's indicated

1 on the very top of the matrix Detroit Police Department  
2 Disciplinary Matrix it was revised 10/14/2013. I don't  
3 know who revised it, I wasn't part of it, the unions  
4 weren't part of it. Nobody has ever been part of  
5 this. But it states in parentheses for Trial Board  
6 use, in other words, here are your marching orders,  
7 Trial Board. We don't care what -- you have  
8 discretion. We don't care what happens. This is what  
9 you have to do.

10 It's also interesting to note and even if the  
11 department's response it states the matrix is clear for  
12 a quote, second offense, the penalty is three five  
13 days. Well first of all, that's not what this matrix  
14 says. But second of all, in each and every offense it  
15 says for the first offense quote, three to five days in  
16 parentheses, up to and including dismissal. And that's  
17 true whether it be for courtesy, whether for being  
18 misuse specifications or all the way down, criminal  
19 misconduct. Says the first is that. Then it goes  
20 second, third, and fourth.

21 So more importantly, and that's why we're  
22 here arguing on appropriate penalty in this  
23 circumstance, when you get to the end of it, it says  
24 First and Second Offense of a Minor Nature will be  
25 heard at a Commander's Action unless waived. None of

1 these matters went to a Commander's Action, and the  
2 reason they didn't go to a Commander's Action is  
3 because three specific charges had been brought against  
4 the officer. Can't bring it to a Commander's Action.

5 What they have done here is indicate these  
6 are really items, and by adding on and piling on,  
7 they're saying well we're going to go before a Trial  
8 Board and then we're going to impose this self-imposed  
9 matrix to penalize the officer for one act.

10 The more interesting part, and it's a note,  
11 if the board wishes to deviate from the matrix, they  
12 must provide justification and it is subject to Chief's  
13 approval. Where in the Collective Bargaining  
14 Agreement, where in anything that we are under at under  
15 this time gave the Department, and I'm not talking  
16 about the Chief, I'm talking about the Department, the  
17 authority to say this is what we're going to do, we're  
18 not going to take you to a Commander's Action, we're  
19 going to take you to a Trial Board and then say if the  
20 board doesn't give this individual at least three days,  
21 you have to justify it. That's not the purpose of  
22 these proceedings. It was never those proceedings.

23 Then it goes on to talk about the Minor  
24 Nature that are allowed at a Commander's Action, and  
25 these were all minor under those directives; however,

1 with three charges, it doesn't go there. Clearly she  
2 lost her weapon, clearly her weapon was stolen. It was  
3 in the purse. She did everything she was supposed to  
4 do. The problem was it was in the purse. Somebody  
5 stole it at a family gathering. No one anticipated  
6 that. It had been there all night. The evidence  
7 presented at the Trial Board showed it was there and  
8 then it was gone after a number of hours after being  
9 watched and safeguarded.

10 I would suggest that under these  
11 circumstances that there's never been an objection with  
12 her being paid back for the weapon, and that's been the  
13 history of this Department for years whenever it was  
14 stolen, lost. Again, I remember in the good old days,  
15 we'd have fundraisers to help the officers raise the  
16 money for their weapons, but times have changed.  
17 That's not the issue. The issue is then the penalty.  
18 She can't be found guilty of both charges, she cannot  
19 receive a total of three on each charge when they're in  
20 conflict. I would suggest that an appropriate penalty  
21 under these circumstances would be a finding of two  
22 days as well as the reimbursement for the weapon.

23 I note she had some discipline problems, but  
24 none of those dealt with a lost weapon. And it's  
25 interesting to note that back in 2010, other items were

1 stolen, I believe, I didn't get a chance, but I believe  
2 that those items where she lost two days for it were a  
3 number of different items, there was not a weapon, and  
4 they were stolen out of her car, I believe. I cannot  
5 verify that.

6 There is a situation where she did have a  
7 prior problem where she had lost some property. She  
8 reimbursed the Department and she suffered the penalty  
9 for that. Under these circumstances I believe that an  
10 appropriate penalty because of what I just set forth.  
11 And even that I believe it went to a Trial Board, but  
12 we didn't have the matrix so they didn't have to  
13 justify anything. I would suggest an appropriate  
14 penalty under these circumstances would be besides the  
15 repayment a two-day penalty. Thank you.

16 CHAIRPERSON BELL: Thank you, sir.

17 SERGEANT PARISH: Good afternoon. Sergeant  
18 Michael Parish on behalf of the Detroit Police  
19 Department.

20 The facts in this case are pretty clear and  
21 straightforward. The Grievant, Officer Tymisha  
22 Pheasant went to a family gathering carrying her badge,  
23 ID, but more seriously her firearm in her purse.  
24 During the course of the evening she left her purse on  
25 a table, and during the course of the evening, her

1           purse was stolen. She did, to her credit, notify the  
2           Detroit Police Department. She did, to her credit,  
3           prepare a report; however, there's absolutely no way of  
4           getting away from the fact that she left her weapon  
5           unsecured.

6                        The Detroit Police Department requires that  
7           an officer because it is a weapon, that it be carried  
8           on their person in a safe manner. That is to say,  
9           holster, not in your purse, and certainly not in your  
10          purse left on a table, unattended on a table at a  
11          family gathering when there are a lot of people around.

12                      So the facts being as they are, there is  
13          absolutely no doubt of the fact that Officer Pheasant  
14          did, in fact, violate department protocols. She did  
15          not carry her firearm on her person holster, she left  
16          it in her purse.

17                      It is true the Trial Board did not find  
18          Officer Pheasant guilty of failing to secure her badge  
19          and ID. Officer Pheasant is a female officer. Like  
20          many females she does carry her ID in purse or handbag.  
21          That's common.

22                      The trial Board in an act of lenience I  
23          believe recognized the fact that she was doing what  
24          many female officers do carrying her credentials in her  
25          bag and so they found her not guilty of that. However,

1 a firearm is not a badge, it's not an ID. It is very  
2 dangerous and, yes, the increased danger requires an  
3 enhanced sensitivity for security of your weapon.  
4 Leaving it in a bag simply was not an option.

5 So I would present that what Mr. Goldpaugh  
6 said, you know, tried to characterize as inconsistency  
7 of the application of discipline, the application of  
8 the Detroit Police manual. There's simply no  
9 comparison. Carrying a badge, carrying an ID is simply  
10 not the same as carrying a firearm. We need you to  
11 take far greater measures to secure your firearm, and  
12 not to say that your badge and ID is not important,  
13 however, simply not as deadly as a firearm, and you  
14 need to keep that firearm secure at all times.

15 Excuse me, I'm recovering from a cold.

16 The penalty is certainly reasonable. Mr.  
17 Goldpaugh criticized the Department Disciplinary  
18 Matrix. The Disciplinary Matrix is a guide. It's a  
19 guide for Trial Board. It's an attempt by this  
20 department to keep discipline fair. I think the most  
21 irresponsible thing that we could possibly do is simply  
22 not provide any guidelines, just go in there and take  
23 your best stab at it. The disciplinary matrix is not a  
24 rigid matrix as evident by the fact that the Board may  
25 depart from it based on mitigating factors or

1           extenuating factors. And the Board was responsible by  
2           using the matrix, it was something that the Consent  
3           Decree called for, and hence, that's why it was  
4           developed more than ten years ago. Many police  
5           departments use a matrix. While I concede to the fact  
6           that it was not negotiated for, there's simply nothing  
7           to suggest that the Department cannot impose one,  
8           provided that it is fair and used in a fair manner, and  
9           that's why we're here today.

10                        It's the Department's position that the  
11           discipline meted out was, in fact, fair. Officer  
12           Pheasant got a total of six days suspension, that's  
13           three days per offense. She has prior disciplinary  
14           matters both reflective of the charges that she was  
15           charged with in front of the Trial Board, but also  
16           other offenses, which I'm sure Mr. Goldpaugh would  
17           suggest well don't pay attention to that, they don't  
18           have anything to do with this charge. Well no. If you  
19           have many violations, it shows that in general you  
20           don't measure up to the policies and expectations of  
21           the Detroit Police Department. So no, I believe you  
22           should take her disciplinary as a whole and that  
23           includes failing to secure your handcuffs, holders, two  
24           magazines -- well it's true she didn't lose the firearm  
25           the last time. We shouldn't have to wait for her to

1 lose a firearm again in the future.

2 The Department saw the fact that listen, this  
3 is a repeated instance of her failing to secure her  
4 Department equipment prior included magazines, included  
5 chemical spray, included serious ordinances. She  
6 received a two-day suspension for it. She was clearly  
7 on notice. That was and you have to secure your  
8 Department equipment, especially those that are  
9 hazardous. She failed to do that. Two-day suspension  
10 was simply insufficient so they raised to what in  
11 collection turned out to be a six-day pension. That's  
12 a responsible use of discipline and the Board should  
13 uphold it.

14 That's all I have.

15 CHAIRPERSON BELL: Yes, sir.

16 MR. GOLDPAUGH: May I respond? I find it  
17 interesting to note that Sergeant Parish indicates  
18 these are guidelines, these self-imposed matrix, yet  
19 they are not guidelines because they are subject to  
20 review by the Chief. It specifically says if you go  
21 below the three days or go below the matrix, you must  
22 justify your decision. So they're not guidelines, they  
23 are mandated. That's all I have to say. Thank you.

24 CHAIRPERSON BELL: Thank you, sir.

25 Commissioners, any questions or comments in reference

1 to this particular case?

2 COMMISSIONER CRAWFORD: Through the Chair.  
3 Six days that's all to talk about a weapon on the  
4 street. The City of Detroit and and badge and ID more  
5 egregiously a weapon. That's all.

6 CHAIRPERSON BELL: Any other questions,  
7 comments? Yes, ma'am.

8 MS. SABREE: At this time I'd like make my  
9 recommendation to the Board. Based on Officer  
10 Pheasant's disciplinary history and the evidence  
11 presented, it is recommended that the Trial Board's  
12 finding be upheld in whole. Clear evidence has been  
13 presented that Officer Pheasant failed to properly  
14 secure her department weapon and was negligent in the  
15 loss of it. It is recommend that the Board uphold the  
16 Trial Board's penalty of six days total and also  
17 recommended that the board uphold the Departments  
18 finding that Officer Pheasant reimburse the Department  
19 in the amount of \$591.25 for the firearm, and \$15 for  
20 ammunition, if she hasn't paid the Board already.  
21 Thank you.

22 CHAIRPERSON BELL: Thank you, Ms. Sabree.  
23 What is the pleasure of the board in reference to this  
24 recommendation to the Board?

25 COMMISSIONER MOORE: For the record, excuse

1 me, Chairman, I'll be abstaining. I previously  
2 supervised Officer Pheasant at the 9th Precinct  
3 currently known as 18th District.

4 CHAIRPERSON BELL: Duly noted.

5 COMMISSIONER CRAWFORD: Move to accept the  
6 recommendation of the board that it's upheld.

7 CHAIRPERSON BELL: I hear the motion, but I  
8 don't hear a second for the motion.

9 COMMISSIONER BYRD: I second it.

10 CHAIRPERSON BELL: It's been properly moved  
11 and second in reference to attorney recommendation that  
12 this board approve those recommendations. Are we ready  
13 for the question? Those in favor aye?

14 COMMISSIONERS: Aye.

15 CHAIRPERSON BELL: Those opposed? Motion  
16 carries with one abstention, is that correct?

17 SECRETARY ANTHONY: Correct. Yes, sir.

18 CHAIRPERSON BELL: Thank you. Next order of  
19 businesses would be any -- thank you, sir. Any new  
20 business or unfinished business? Any old business?  
21 That leads us into announcements. I just want to make  
22 mention of the Board of Police Commission Community  
23 meeting will be held only September the 11th at the Boy  
24 Scouts of America, 1776 West Warren at 6:30 p.m.,  
25 that's on September 11. Our next regular meeting will

1 be held here on Thursday September the 4th, at 3:00 at  
2 Police Public Safety Headquarters.

3 And now we come to the time that we have oral  
4 communication from the audience. Please give your name  
5 and limit your comments to two minutes, please, and be  
6 respectful because we are respectful of you. So this  
7 is your time for comments. Any comments from the  
8 audience at this time?

9 MR. REYNOLDS: Greetings Board and Chief. My  
10 name is Kenneth Clark Reynolds. I'm communication  
11 Public Affairs Office Director for metropolitan Detroit  
12 Cab Driver's Association. I'm coming here, and first  
13 and foremost I'd like to make a motion -- not a motion.  
14 I'm sorry. I'd like to make comment that Coleman,  
15 the Honorable Coleman A. Young was a cab driver, and I  
16 really appreciate the fact that he looked out for the  
17 cab driver industry. He really was a people's mayor.  
18 But you know, Chief, we've again going through city  
19 council in regard to the abuse power of your police  
20 officers in issuing tickets to the cabs. And  
21 understand, we're professional drivers. We conduct  
22 ourselves professionally around here and it's like  
23 lately it was council asked you for a letter on what  
24 was going on with you the enforcement of cabbies . And  
25 we found out that the first six months of 2013 there

1 was 159 citations issued to cabbies, and in the first  
2 six months of 2014 there was 574 citations issued to  
3 the cabbies, which amounted to 361% increase, and it's  
4 like I'm a soldier, 18 years in the military. I follow  
5 the rule of law. And it's like all of a sudden you got  
6 cabbies that are running around here that have had  
7 nothing going on on their records and now we're working  
8 people and we're being criminals because all these  
9 tickets that we're getting are misdemeanors.

10 How is it that, why is it that when a driver  
11 gets a ticket, he's not getting one, he's getting five,  
12 four, three. I mean we're talking about almost \$1500  
13 worth of tickets. How are you supposed to support  
14 sending your children to college, putting food on the  
15 table when you're asking us to bail out the city on our  
16 backs. And we're riding around here. I mean on the  
17 20th, I'm not trying to take up your time.

18 CHAIRPERSON BELL: Your time almost taken up.  
19 Make your point.

20 MR. REYNOLDS: This is my point.

21 CHAIRPERSON BELL: Thank you.

22 MR. REYNOLDS: I made a call to the police  
23 and it was a rape victim over on Linwood, you all  
24 arrived in 15 minutes, and I appreciate that. And it  
25 was like, but we are your eyes, your rolling eyes and

1 ears in this city. So I'm not trying to take anything  
2 away. We're getting to the point where Detroit Spring  
3 is getting ready to happen because there's an  
4 undercurrent going on around here. We're not kids,  
5 we're adults, and we respect the police department, but  
6 we want the same. So I'm going to leave this with  
7 your -- so you'll have this, and then that way -- but  
8 this is ridiculous.

9 CHAIRPERSON BELL: So the focal of your --

10 MR. REYNOLDS: Abuse of power, sir.

11 CHAIRPERSON BELL: It's the aggressive  
12 enforcement of --

13 MR. REYNOLDS: Of power.

14 CHAIRPERSON BELL: Okay. We have it now.

15 MR. REYNOLDS: Thank you.

16 CHIEF CRAIG: Through the Chair. I've heard  
17 some of the complaints with the cabs. I'm not  
18 intimately familiar, but what I would offer, I've done  
19 this in another city that similar type complaints came  
20 up. I would offer a taxi cab driver forum where the  
21 police department and the cab drivers would meet and  
22 discuss the grievances and see if we can come to some  
23 happy place.

24 MR. REYNOLDS: We're sending you an  
25 invitation because we want stakeholders to sit down to

1 meet.

2 CHIEF CRAIG: I'm not aware of a meeting, but  
3 I'm offering it.

4 CHAIRPERSON BELL: Sir, give the Chief  
5 respect. Give him a chance to finish his response.  
6 You don't have to respond back to him. He's just  
7 responding to you. Thank you.

8 CHIEF CRAIG: I will have Commander Todd  
9 Bettison set it up and maybe if next week you would  
10 call my office. I believe Todd is back from a short  
11 furlough and we'll set up a single-purpose meeting, cab  
12 drivers, obviously anybody who wants to attend and the  
13 police department and we'll discuss some of the issues.

14 MR. REYNOLDS: I appreciate that, sir.

15 CHIEF CRAIG: So if you would follow up, I'd  
16 appreciate it.

17 MR. REYNOLDS: I will.

18 CHAIRPERSON BELL: Thank you, sir.

19 MR. DAVIS: How are you doing, Board, Chief?  
20 I'm Harold Davis. I'm a member of the Cab Drivers  
21 Association, I'm on the board. And also I've come  
22 because of complaints of, you know, enforcement. I've  
23 been a cab driver for 35 years. Sending a daughter to  
24 college, and my granddaughter first day of college  
25 today. And I took pictures of all the different

1 activities around Tiger Stadium. We drop people off.  
2 None of the shuttle drivers get any tickets whatsoever,  
3 it's just the cab drivers. And I've got seven tickets  
4 in the last two months. And it's the longest, you  
5 know, I can't understand most drivers we take people to  
6 the game but we can't pick them up. We sit for a  
7 minute most of these pictures are done by me driving  
8 because I stop, I'm getting a ticket. I got ticket  
9 last night. You know, so it's constantly.

10 I got trip sheets written out they say I  
11 can't put MGM on here because I got to put the address,  
12 so I got a ticket for not putting the address and just  
13 putting MGM, and this is a misdemeanor. The last  
14 ticket cost me \$250, so I can't keep my daughter or  
15 granddaughter in college. So I'm just trying to get  
16 some sort of forum with the Chief with the police.  
17 We're your eyes and ears. I stop crime on the street.  
18 You know, I do a lot of different things that no one  
19 knows. And, you know, I'm trying to be straight, you  
20 know. So I just want to hope that we can do something  
21 with the community just like you all are doing where we  
22 can help protect our city. And that's mainly what I  
23 want to do is help protect.

24 I don't have any record. I don't have -- I'm  
25 not a criminal and we don't want to be treated like

1 criminals at Tiger Stadium. And at the time when I got  
2 the ticket at Tiger Stadium, it's 50 people soliciting,  
3 scalping tickets. It's other illegal people and I'm  
4 the only one that got the ticket, a citizen. I didn't  
5 understand it. And I actually cried because, you know,  
6 I'm a, you know, I actually got emotional about it  
7 because I did a lot of, you know, Million Man Marches,  
8 Family Marches, Shriner, I'm a Black Panther, all those  
9 things in my portfolio and then treatment I'm getting  
10 from not the white officers but the black officers.  
11 And a ticket for this here is ridiculous.

12 So I would like have a meeting and we would  
13 like to have a meeting. And we only came the two of us  
14 but got over 100 members in the group. We just decided  
15 the two of us to come on up.

16 CHAIRPERSON BELL: Sir, are you satisfied  
17 with the Chief's response?

18 MR. DAVIS: Yes, I am.

19 CHAIRPERSON BELL: I know you're going to  
20 take part in that forum.

21 MR. DAVIS: Yes, I will.

22 CHAIRPERSON BELL: Thank you, sir, for coming  
23 and bringing this to our attention.

24 MR. DAVIS: And thank you for listening too.

25 CHAIRPERSON BELL: Thank you, sir.

1 CHIEF CRAIG: Mr. Chair?

2 CHAIRPERSON BELL: Yes, sir.

3 CHIEF CRAIG: In addition, I just learned  
4 that we are, in fact, preparing a response to the City  
5 Council when they return from vacation I guess, we are  
6 preparing that. But in addition, I want to take this  
7 next step and have this cab forum, and if you think 100  
8 folks, if you two are the ones that might be planning  
9 it, if you would give your names and numbers to my  
10 staff and we will figure out if we need to do it here  
11 or at some other location, okay?

12 CHAIRPERSON BELL: Thank you, Chief.

13 CHAIRPERSON BELL: Yes, ma'am.

14 MS. WHITE: Good afternoon, board, good  
15 afternoon, good afternoon, Chief. My name is Kimberly  
16 White and I'm here because in an incident happened to  
17 me and I'm hoping that it's the exception and not the  
18 norm because in my heart I know that you've done a  
19 stellar job being here, and right when you were coming  
20 we were going to a family reunion in Cincinnati and put  
21 your praises and spoke very highly of you and so I  
22 welcomed you, and I still do and I think you're doing a  
23 superlative, all the officers are, I thank you all.

24 And the board, and I think you -- the Charter  
25 said there's a need for you there's a need for you and

1 you all should be here. I thank you for your time in  
2 advance.

3 My daughter is with me. There's an incident  
4 that happened to me in July. I called the police.  
5 They came. It took them an hour, but they came, and I  
6 was glad to see them when they got there. I knew one  
7 person that came to my home with a weapon, some young  
8 ladies. The two drive -- the driver and the passenger  
9 I did not know, the one in the back I did. I gave the  
10 police the information. Long story short, they said  
11 that they made a report, but my report was mismarked.  
12 It was marked as an information report and not a  
13 felonious report so I didn't get a detective. That  
14 happened on a Thursday. The officers that came to my  
15 home they were nice, polite and cordial, and I  
16 appreciated their demeanor. I'm not trying to take  
17 anything away from my police this is my city and we  
18 share it and I love it.

19 And the officer said, you know, because I  
20 wasn't trying to be violent or anything, but I do have  
21 my CPL and I told the officers what can I do so that  
22 they don't come to my home because only the one person.  
23 So he said, you know, you can call the NPO, the  
24 Neighborhood Police Officer. I said -- formally  
25 community relations officer. I said okay.

1           So the next morning, Friday morning 9:00 I  
2           called. I spoke with the NPO. He took some  
3           information. I live in the 8th Precinct. I gave the  
4           one address that I knew of the perpetrator that came to  
5           my home with the weapon. He said he would follow up.  
6           He said normally he doesn't, he deals with civil  
7           things, but because I was asking he was willing to  
8           help. That was a Friday at 9:00.

9           Saturday my daughter and I went to a family  
10          workday with my cousin, it was her job. Sunday we went  
11          to church. Monday she was -- I picked her up from  
12          Renaissance High School, her and her friend. When I  
13          got home she cooked lunch. The officer knocked at my  
14          door, my door was already opened so I opened it up, let  
15          him in and he arrested me. And he said are you  
16          Kimberly White, and I said yes. And he said turn  
17          around I have to take you with me. And I was  
18          embarrassed because it happened in front of my  
19          daughter. And it all went downhill from there.

20          Long story short, I feel like the police -- I  
21          was failed in that instance, and my police report, the  
22          report that they gave me was mismarked. I needed a  
23          detective. The person 24 hours later she lied and got  
24          them to respond to her, and, and because she told them  
25          I had a weapon, which I did, and they were at my home,

1 they came to my home. And I thought that I was doing  
2 things by the book because I called 911 the night it  
3 happened. I called the NPO the next day, and then  
4 Monday I'm arrested and held at Mound, and I didn't  
5 even know who my accusers were. The lady that ended up  
6 making a report against me, it was the driver who came  
7 to my home. All I knew was her license plate number,  
8 which I provided that night to police.

9 Now I'm in the judicial system. My license  
10 are suspended, my CPL is suspended. I have to walk  
11 this case out but it's all based on a lie. It's  
12 basically like who got to the police first. I e-mailed  
13 the commander, Captain Wilson, or Commander Wilson, I  
14 know that he's going through some changes, title. I  
15 e-mailed him because I just felt like that is not  
16 right, this is not right, but it happened to me for a  
17 reason so I have to deal with it.

18 I just feel there was no investigation. This  
19 lady went in. I'm learning through my court  
20 proceedings that she went in 24 hours later, made up a  
21 story, trying to remove herself from being the driver.  
22 But she got the ear of an investigator. They didn't  
23 contact me. There's no cross complaint. It's just  
24 that it's all on me now. And I did everything timely  
25 and by the book, and I feel like they failed me, and I

1 know that they do a better job. So, you know, I just  
2 wish they had have done a better job with this  
3 situation because now they're trying to do it after the  
4 fact but it's almost as if whoever tells it first is  
5 heard. Whoever, you know, gets to the police first,  
6 gets to the prosecutor first, they believe in that like  
7 it's the truth, and it's not.

8 So that's just something that I wanted to  
9 share because that needs to be addressed. And maybe I  
10 watch too much Law and Order, but there should be an  
11 investigation.

12 CHAIRPERSON BELL: I think we have to wrap it  
13 up. I think you went way beyond, make sure you got  
14 your point across. I think you shared that with us.  
15 I'll get a response from the Chief and the  
16 Commissioners.

17 CHIEF CRAIG: Yes, through the Chair. What  
18 I'll have you do if Assistant Chief will get your  
19 information, we'll look into it, and either someone  
20 from his office or he will get back to you and advise  
21 you as to what we have uncovered, okay?

22 MS. WHITE: Thank you all for your time.

23 CHAIRPERSON BELL: Thank you, ma'am. Thank  
24 you, Chief. Any other comments from the audience?

25 MR. SCOTT: Ron Scott. I first of all want

1 to take this opportunity to say that I'd like to thank  
2 Commissioner Crawford for acknowledging and changing  
3 the revision of history. I was at the hearing Monday  
4 also. I found it interesting that Judge Cohn who I've  
5 known at least for those 40 years did not mention that  
6 members of the community had brought about the  
7 awareness in term of what's happening in the  
8 Department. It's the only segment that he left out,  
9 and I think that's salient that the community for whom  
10 this is done was left out of the thank you's.

11 I remember a woman whose son was shot who  
12 went to the justice department and sat there asking  
13 that they be involved and mention was given to everyone  
14 but that. So I wrote a letter and I shared it with the  
15 media and I want to send it to you to the Chief's  
16 office and also that you may have it as part of your  
17 record that speaks to that issue. It also speaks to  
18 unattended issues in terms of use of force because I  
19 mentioned that use of force is a problem and, you know,  
20 I've raised questions about chief individual  
21 acrimonious but it's been ideological in terms of  
22 differences or whatever perceived differences and  
23 tactical and strategic perspective. And one is that  
24 it's not a matter, in my opinion anyway, of just  
25 constitution which the constitution's a work in

1 progress that allows you to do certain things. The  
2 Fourth Amendment is given extremely large and sometimes  
3 undefined powers, especially in policing, reasonable  
4 suspicion, probable cause, all those are changing  
5 consistently. But I've raise a question of, the  
6 question of human rights which was a larger perspective  
7 and it deals within the context of the changing  
8 culture, and it's also a internationally recognized  
9 context in terms of the International Declaration of  
10 Human Rights, which the United States is the only  
11 nation that hasn't signed it by the way.

12 So I think that may be reflective of how we  
13 need to deal in the future, not just constitutionality  
14 and the International Declaration of Human Rights has  
15 been used in international courts in terms of how  
16 people are dealt with and the failures thereof. So  
17 I've raised that as a standard in terms of trying to  
18 change the culture.

19 And the final thing, as a I say,  
20 Commissioner Bell, I will send that letter to you so  
21 you can share it, and I was there as were you guardians  
22 in 1970, '71. And most recently at this body we've  
23 advocated for the Commission to have its power back and  
24 so I'm glad that that was acknowledged and we will  
25 continue to push forward on that effort.

1                   CHAIRPERSON BELL: Thank you, Mr. Scott. Any  
2 other comments from the audience? I'm just going to  
3 put the gavel down.

4                   MS. SMITH: I'll be brief. Good afternoon.  
5 Bernice Smith, human resources. Chief -- oh, I can't  
6 address him, right? Let me ask the question. The  
7 other day -- I read quite bit of newspapers and I see  
8 things that are true and some are not true. There are  
9 two things that was on my mind and I wanted to bring it  
10 before the Commissioners today, one was last week in  
11 regard to the retirees coming back and doing a job that  
12 they need as far as the police stations and precincts.  
13 And then in a little paragraph it stated Kelly  
14 employees were employed there, and it upset me to the  
15 highest because I feel as though we should have the  
16 employees that are on retirement to come in and do the  
17 job when you first brought it up in regards to you're  
18 going to have civilians to help out in the precinct. I  
19 never heard anything else about it, and then I saw it  
20 in the paper about the Kelly people employee staff.  
21 And I think we should, you know, dispense with that and  
22 put some of us in there to work instead of using the  
23 Kelly people, that's number one.

24                   Also, you're supposed to be having a increase  
25 in your wages, which I am very happy about if it does

1           come about, but I understand that you getting a 15.5  
2           wage hike, but it's going to be over five years and  
3           your president of the police department, which is Mark,  
4           and he stated that it has to be -- it's going to be a  
5           good deal but you've got to ratify it, so I hope you  
6           ratify it so you get your money because you do need it.

7                         Also, the cars that are being torched, do we  
8           have a full information in regards to how many cars are  
9           being torched, and if there are any bodies because a  
10          lot of times -- or most of the times we read about  
11          bodies being in the cars that are torched, so that's  
12          something that we can talk about or have information in  
13          regards to it because I did go on the air and spoke  
14          about we having the Chief information informing  
15          Ferguson how to do the job that he's doing in Detroit,  
16          and we do appreciate that fact. But I know he doesn't  
17          want to get involved to heavily with him, but it would  
18          be good if he give some kind of information.

19                        Also I'm kind of at a why you had a vote just  
20          now and you had one of your commissioners that didn't  
21          vote either way. So I think that's out of the ordinary  
22          for us to do that. You have a job to do when you're  
23          sitting there. You either vote nay or yes. So I just  
24          hope this won't happen again when you have a vote that  
25          you have your commissioner vote either way. I thank

1 you for your time.

2 CHAIRPERSON BELL: Bernice, you had two or  
3 three questions specifically for the Chief, is that  
4 correct?

5 MS. SMITH: I'm glad to see, I'm glad to see  
6 him here.

7 CHAIRPERSON BELL: Did you have two or three  
8 questions for the Chief not for this Board?

9 MS. SMITH: No, just to see if it's true in  
10 regard to the Kelly people being employed.

11 CHAIRPERSON BELL: So we're going to allow  
12 the Chief to respond.

13 MS. SMITH: Is it true, baby? Excuse me.  
14 I'm sorry. I didn't want to disrespect you.

15 CHIEF CRAIG: That's okay. I've been  
16 disrespected before.

17 MS. SMITH: Not be me, though.

18 CHIEF CRAIG: Kelly people, I know we were  
19 going through Kelly Service as part of our  
20 civilianization to arrive at 80%. There were some  
21 strategies I give a lot of credit to the mayor for his  
22 diligence in trying to ensure that we could arrive  
23 someplace that would give these officers back some  
24 money. And so it was a Marathon effort, to be exact,  
25 in terms of the mayor's direct involvement in trying to

1 craft strategies and also create opportunities for  
2 former Detroit police officers who clearly have a skill  
3 set that you can bring in like in the dispatch  
4 environment certainly who understand the work. And so  
5 but I'm not really following you on the Kelly piece. I  
6 mean we have hired folks using that, that firm, but I  
7 don't know how that's connected to. So I'd have to  
8 look more into it.

9 MS. SMITH: Would you give us an answer next  
10 time we see each other?

11 CHIEF CRAIG: I'm a little confused on that.  
12 There was another question or concern you had because  
13 you had about three or four. The Ferguson thing I --

14 MS. SMITH: We spoke about that previously  
15 when I saw you last week. I gave you information  
16 regards to that and again, if they would accept it, you  
17 know.

18 CHIEF CRAIG: No, I appeared on CNN and I  
19 talked about Detroit, and talked about Cincinnati and  
20 some other places, L.A. briefly, didn't have a lot of  
21 time.

22 MS. SMITH: Yeah, I saw it.

23 CHIEF CRAIG: And so, you know, lessons  
24 learned. And this is why I took a very public stance  
25 as it relates to Detroit's not a Ferguson, not to be

1 critical of the city, just to say that, you know, what  
2 we do here in Detroit is very different than other  
3 places. And so when a local news anchor made the  
4 statement that Detroit's the next Ferguson, I pushed  
5 back only because look at all the community initiatives  
6 that we're embarking on. You know, if you really were  
7 to just kind of drill into the whole Ferguson, it's not  
8 just the fact that you have a police department that  
9 doesn't really look like the community it serves, but  
10 you also had outside agitators, which is becoming a  
11 common trend. And the reason why I pushed back on  
12 Detroit is because recently when we had a little  
13 brush-up on the east side, and that's simply what it  
14 was, two highly intoxicated individuals who were trying  
15 to insight a group, very different. And then it was  
16 outside agitators that came in to try to agitate the  
17 situation, and it was Detroiters that said you're not  
18 welcome here.

19 And then the last thing I said, I think this  
20 is a very important point, I don't think I've ever seen  
21 this anywhere, but we have had some officer involved  
22 shooting incidents. One recently comes to mind where  
23 an officer was being dragged by a suspect. He ended up  
24 firing a shot fatally wounding the driver and the  
25 community went to the aid of the officer who they felt

1 was injured. I mean that's just one of many examples.  
2 And I've gone out in the field and even as recent as  
3 this morning talked to parents of Andrea Garland, they  
4 lost their 18-year-old daughter, and despite that, they  
5 were very appreciative of the work that the department  
6 was doing.

7 So you don't hear that in other places, you  
8 don't see it. And now having worked in four different  
9 cities, believe me, Detroit does it very different and  
10 so I have a lot of pride, but I give a lot of  
11 acknowledge to the men and women who work here that  
12 really embrace, you know, neighborhood relationships.

13 MS. SMITH: Well one thing, on the air they  
14 always give you kudos and the police department along  
15 with what they're doing, so we're all proud of those  
16 that know what the police department is doing.  
17 Outsiders, we don't worry about them, but the people  
18 who matter that live here, we do give you kudos, and  
19 I've always been a supporter to the police department  
20 since I was the first black, which you haven't gotten  
21 on your record, of police commissioner in '73. So but  
22 eventually I guess before I close my eyes, we'll find  
23 that record that I was on it. But in the meantime, I  
24 do give you kudos to all my police department, and I  
25 even stop them in their cars and tell them to be safe,

1 and that's something that they like to hear from the  
2 citizens.

3 CHIEF CRAIG: We appreciate that, I know they  
4 do.

5 MS. SMITH: Oh, yes, definitely. They gave  
6 me a hi. I said I'm helping you with you're raise.  
7 Oh, they really grin then. Take care.

8 CHAIRPERSON BELL: Thank you, Mother Bernice.  
9 Any other comments from the audience? If not, I just  
10 want to move to adjournment, but before I do, I'd like  
11 to acknowledge that the board should really look into  
12 what Mr. Scott has indicated some type of recognition  
13 for his organization and perhaps we can rectify that in  
14 terms of some form of resolution. I think it's a very  
15 important part as far as the vanguard of the movement  
16 back in the early days, so we can entertain that in the  
17 future perhaps. And Mr. Scott probably could supply  
18 some information for us to have. So I just want to  
19 acknowledge that. So on that note, the board stands  
20 for adjournment. What is your pleasure?

21 COMMISSIONER MOORE: So moved.

22 CHAIRPERSON BELL: So moved.

23 COMMISSIONER BYRD: Second.

24 CHAIRPERSON BELL: Properly moved and second.  
25 Thank you, Chief Craig for your attendance this evening

1 and your staff. Thank you, sir.

2 CHIEF CRAIG: Thank you, Commissioner. Thank  
3 you Audience.

4 (The proceeding was adjourned at 4:50 p.m.)

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CERTIFICATE OF NOTARY

STATE OF MICHIGAN )  
 ) SS  
COUNTY OF OAKLAND )

I, Melinda R. Womack, Certified Shorthand Reporter, a Notary Public in and for the above county and state, do hereby certify that the above deposition was taken before me at the time and place hereinbefore set forth; that the witness was by me first duly sworn to testify to the truth, and nothing but the truth, that the foregoing questions asked and answers made by the witness were duly recorded by me stenographically and reduced to computer transcription; that this is a true, full and correct transcript of my stenographic notes so taken; and that I am not related to, nor of counsel to either party nor interested in the event of this cause.



*Melinda R. Womack*

Melinda R. Womack, CSR-3611  
Notary Public,  
Jackson County, Michigan

My Commission expires: 06-22-2018

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